

Docket No.: 041-2057C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :
 Ryota TSUKIDATE :Confirmation No. 3199
 Serial No. 10/684,643 :Group Art Unit: 2615
 Filed: October 15, 2003 :Examiner: ONUAKU, Christopher
 For: MULTIMEDIA RECORDER WITH ENHANCED EPG-RELATED
 FUNCTIONS

Honorable Commissioner of Patents

PO BOX 1450

Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE
 FILED BY FACSIMILE TO 1 571 273 8300
 September 18, 2008

Sir,

This paper is being filed in response to an Office Action dated November 1, 2007. This paper is being filed as an attachment to a Petition to withdraw an improper prior holding of abandonment in this matter. The examiner is referred to the accompanying Petition to Withdraw the Prior Holding of Abandonment for further details.

It is not believed that any Petition for an extension of time is required in order to maintain the pendency of this application. However, if such a Petition is required, kindly consider this to be a Petition therefore. It is not believed that any fee is due with the

filing of this Amendment and Response. However, if there is any fee due with this filing, it is requested that such fee be debited from the undersigned attorney's deposit account 50-3406.

It is noted that the above identified Office Action was originally mailed by the Patent Office to 5522 Riva Ridge Drive, Wesley Chapel, Florida, 33544. A review of the Patent Office official file for this application in PAIR shows that a first change of address form was filed on January 26, 2005. This form changed the undersigned attorney's address from 1700 Diagonal Road, Alexandria, VA to 5522 Riva Ridge Drive, Wesley Chapel, FL 33544. A second change of address form was filed on November 13, 2005. This form changed the undersigned attorney's address to 424 Lantana Park, Lexington, KY 40515. Receipt by the Patent Office of each of these change of address forms is acknowledged by their timely presence in the official PAIR record. Therefore, it was a Patent Office error that caused the instant referenced Office Action to be sent to the Riva Ridge address rather than the more current Lantana Park address. Applicant and his attorney should not be burdened with any fee or other requirement because of this Patent Office error.

Reconsideration of the patentability of the claims of the instant application is solicited in view of the following claim amendments and comments on the patentability of the instant claims.